

**COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
BUREAU OF INSURANCE**

September 8, 2004
ADMINISTRATIVE ORDER NO. 11644

ORDER SUSPENDING THE REQUIREMENT TO FILE CERTAIN RATES AND SUPPLEMENTARY RATE INFORMATION USED IN WRITING COMMERCIAL PUBLIC EVENT CANCELLATION INSURANCE PURSUANT TO THE PROVISIONS OF § 38.2-1903 OF THE CODE OF VIRGINIA.

Pursuant to the provisions of § 38.2-1903 of the Code of Virginia, it appears to the Commissioner of Insurance that the requirement to file rates and/or supplementary rate information used in writing Commercial Public Event Cancellation Insurance coverage should be suspended. The suspension of such filing requirements is appropriate because of the unique nature of each exposure and the lack of credible data upon which to develop class rates.

For the purposes of this Order, Commercial Public Event Cancellation Insurance is (i) miscellaneous casualty insurance as defined in § 38.2-111 of the Code of Virginia; (ii) coverage written to indemnify the insured for loss of income and other expenses caused by the cancellation of a public event due to inclement weather conditions; and (iii) does not include event cancellation insurance for personal or private events including, but not limited to, weddings, birthday or anniversary celebrations, baptisms or christenings, bar mitzvahs, or private dinner parties.

IT IS, THEREFORE, ORDERED THAT:

- (1) The requirement to file rates and/or supplementary rate information for use in writing Commercial Public Event Cancellation Insurance, as provided in Chapter 19 of Title 38.2 of the Code of Virginia, is hereby suspended under the provisions of § 38.2-1903 by the entry of this Order, until further order of the Commissioner;
- (2) The rates affected by this Order and hereafter used by insurers in writing Commercial Public Event Cancellation Insurance shall not be excessive, inadequate, or unfairly discriminatory;
- (3) The Commissioner hereby reserves the right, either upon his own motion or upon complaint, to make such examination or investigation with respect thereto as he may deem advisable or necessary in order to determine whether any rates affected by such suspension may be, or may become, excessive, inadequate, or unfairly discriminatory; and
- (4) Administrative Order 11260, dated August 28, 1997, is hereby withdrawn.

AN ATTESTED COPY HEREOF shall be sent to property and casualty insurers and rate service organizations authorized to transact business in the Commonwealth; and to Mary M. Bannister, Deputy Commissioner of Insurance.